



#8 [I]Ds
T. McBeth B...
1/14/04

PATENT
Attorney Docket No. ICO-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Elsbree
APPLICATION NO. 09/267,204 GROUP NO. 2126
FILING DATE: March 12, 1999 EXAMINER: Ho, The T.
TITLE: Process Control

RECEIVED
DEC 23 2003
Technology Center 2100

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of the patents and other documents are enclosed. In addition, Office Actions have been issued in co-pending patent applications and 09/419,239 and 09/478,775.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☐ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☒ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, OR
- ☒ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

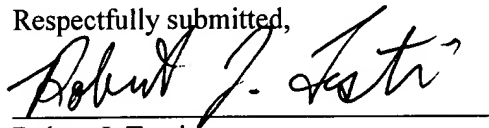
It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

Date: December 16, 2003
Reg. No. 35,393

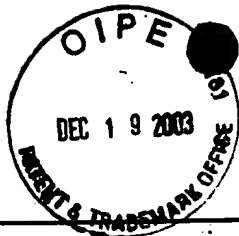
Tel. No.: (617) 248-7374
Fax No.: (617) 248-7100

2706491_1

Respectfully submitted,



Robert J. Tosti
Attorney for the Applicant
Testa, Hurwitz, & Thibault, LLP
High Street Tower
125 High Street
Boston, Massachusetts 02110



SHEET 1 OF 2

THIRD SUPPLEMENTAL FORM PTO - 1449 INFORMATION DISCLOSURE STATEMENT				ATTORNEY DOCKET NO. ICO-001 APPLICANT(S): Elsbree APPLICATION NO. 09/267,204 Technology Center 2100 FILING DATE: March 12, 1999 GROUP: 2126			
U.S. PATENT DOCUMENTS							
EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A2	4,141,066	2/20/79	Keiles	364	119	9/13/77
	A3	5,867,153	2/2/99	Grandcolas et al.	345	326	10/30/96
	A4	5,889,516	3/30/99	Hickey et al.	345	333	5/5/97
	A5	5,910,895	6/8/99	Proskauer et al.	364	468.28	6/13/97
	A6	5,938,781	8/17/99	Proskauer	714	724	10/13/98
	A7	6,032,203	2/29/00	Heidhues	710	11	4/7/97
	A8	6,131,122	10/10/00	Sampson	709	227	6/1/98
	A9	6,141,005	10/31/00	Hetherington et al.	345	333	9/10/98
	A10	6,151,625	11/21/00	Swales et al.	709	218	4/30/99
	A11	6,188,401	2/13/01	Peyer	345	335	3/25/98
	A12	6,259,448	7/10/01	McNally et al.	345	348	6/3/98
	A13	6,313,851	11/6/01	Matthews, III et al.	345	718	8/27/97
	A14	6,330,005	12/11/01	Tonelli et al.	345	735	10/6/99
	A15	6,341,306	1/22/02	Rosenschein et al.	709	217	8/13/99
	A16	6,349,410	2/19/02	Lortz	725	110	8/4/99
	A17	6,380,959	4/30/02	Wang et al.	345	853	9/26/97
	A18	6,389,464	5/14/02	Krishnamurthy et al.	709	220	6/27/97
	A19	6,441,834	8/27/02	Agassi et al.	345	764	3/25/99
	A20	6,456,307	9/24/02	Bates et al.	345	838	9/9/98
	A21	6,466,203	10/15/02	Van Ee	345	173	7/19/00
	A22	6,477,565	11/5/02	Daswani et al.	709	217	9/16/99



SHEET 2 OF 2

THIRD SUPPLEMENTAL FORM PTO - 1449 INFORMATION DISCLOSURE STATEMENT					ATTORNEY DOCKET NO. ICO-001 APPLICANT(S): Elsbree APPLICATION NO. 09/267,204 FILING DATE: March 12, 1999				
RECEIVED DEC 23 2003 Technology Center 2100 GROUP: 2126									
FOREIGN PATENT DOCUMENTS									
EXAM. INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B1	0 266 784 A2	5/11/88	EP	G05B	19/417	11/6/87	N	Y
	B2	0 460 308 A1	12/11/91	EP	G06F	11/14	6/5/90	N	Y
	B3	0 566 283 A2	10/20/93	EP	G05B	19/00	4/1/93	N	Y
	B4	0 778 688 A2	6/11/97	EP	H04L	29/06	11/19/96	N	Y
	B5	0 810 499 A2	12/03/97	EP	G05B	19/418	6/1/93	N	Y
	B6	97/00475	1/3/97	WO	G06F	9/46	6/13/96	N	Y
OTHER ART, JOURNAL ARTICLES, ETC.									
EXAM. INIT.	OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)								
	CK	ICONICS DataWorX32, OPC Redundancy & Bridging, http://www.iconics.com/Genesis32/DataworX_99.htm , printed 10/15/99.							
	CL	National Instruments: "Graphical Programming for PC Automation" Instrupedia 97. Your Interactive Encyclopedia For Instrumentation, vol. 2, no. 1, 1997, pages 6-21 to 6-28, XP-002132205.							
	CM	Vertical Industry Specifications Supported in Windows DNA", http://www.microsoft.com/Dna/industry/vertical.asp , printed 10/18/99.							
	CN	Welcome to Logo.gif (3167 bytes), OPC-To-The-Core" http://www.iconics.com/index2.htm , printed 10/18/99.							
	CO	Archana Shrotriya: "Using Object Linking And Embedding (Ole) Automation In Labview 4.0" National Instruments, Application Note 081, XP-002132206.							
EXAMINER					DATE CONSIDERED				

2706503_1